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Operating Company, Inc.*

UNITED STATES DISTRICT COURT

DISTRICT OF NEVADA

AERODYNAMICS INCORPORATED, a
Michigan corporation; ADI HOLDINGS
COMPANY, INC., a Georgia corporation,

Plaintiffs,

vs.

CAESARS ENTERTAINMENT
OPERATING COMPANY, INC., a Delaware
corporation; STEVEN MARKHOFF, an
individual; INTERNATIONAL
MANAGEMENT SOLUTIONS LLC, a
Delaware corporation; VIA AIRLINES, INC.,
a Colorado corporation; VIA AIR, LLC, a
Delaware corporation; and AMOS VIZER, an
individual,

Defendants.

CASE NO.: 2:15-cv-1344-JAD-BNW

**STIPULATION AND
ORDER EXTENDING TIME TO
RESPOND TO PLAINTIFFS' MOTION
FOR VOLUNTARY DISMISSAL
WITHOUT PREJUDICE OF VIA
AIRLINES, INC. (ECF NO. 320)**

(SECOND REQUEST)

Plaintiffs Aerodynamics Incorporated and ADI Holdings Company, Inc. (collectively "Plaintiffs") by and through their undersigned counsel, and Defendants Caesars Entertainment Operating Company, Inc. ("Caesars"); Steven Markhoff and International Management Solutions, LLC (collectively "Markhoff"); and Via Air, LLC and Amos Vizer (collectively "Via" or the "Via Entities"), by and through their undersigned counsel, hereby state as follows:

1. On November 26, 2019, Plaintiffs filed their Motion for Voluntary Dismissal without Prejudice of Via Airlines, Inc. (ECF No. 320) (the "Motion to Dismiss").

2. The Parties previously agreed to modify the briefing schedule to allow Caesars, Markhoff, and the Via Entities additional time to file their responses to the Motion to Dismiss and the current deadline to respond to the Motion to Dismiss is Friday, December 13, 2019.

3. This is the second stipulation to modify the briefing schedule.

4. The parties have agreed to modify the briefing schedule to allow Caesars and Markhoff a brief extension, until Monday, December 16, 2019, to file their responses to the Motion to Dismiss.

5. Via Airlines, LLC will not be filing a response/objection to the Motion to Dismiss and the Via Entities are not taking a position as to the Motion to Dismiss.

6. The parties have further agreed that Plaintiffs shall have up to and including, Monday, December 23, 2019, to file their reply in support of the Motion to Dismiss.

In light of the foregoing, the Parties STIPULATE AND AGREE, subject to this Court's approval, as follows:

1. That the time for Caesars and Markhoff to respond to the Motion to Dismiss shall be extended;

2. Caesars and Markhoff shall have up to and including Monday, December 16, 2019 to respond to the Motion to Dismiss; and

3. Plaintiffs shall have up to and including, Monday, December 23, 2019, to file their reply in support of the Motion to Dismiss.

Dated this 13th day of December 2019

Dated this 13th day of December 2019

PISANELLI BICE PLLC

BUCHALTER, a Professional Corporation

By: /s/ M. Magali Mercera
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Dated this 13th day of December 2019

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Dated this 13th day of December 2019

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*Attorneys for Defendants Via Airlines, Inc., Via
Air, LLC, and Amos Vizer*

ORDER

IT IS SO ORDERED that Caesars and Markhoff shall have up to and including Monday, December 16, 2019, to respond to the Motion to Dismiss.

IT IS FURTHER ORDERED that Plaintiffs shall have up to and including, Monday, December 23, 2019, to file their reply in support of the Motion to Dismiss


UNITED STATES DISTRICT JUDGE

DATED: 12/16/2019

CASE NO. 2:15-cv-1344-JAD-BNW